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December 14, 2010

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**APPROVAL OF AMENDMENT TO AGREEMENT WITH LOS ANGELES  
BIOMEDICAL RESEARCH INSTITUTE  
(SUPERVISORIAL DISTRICT 2)  
(3 VOTES)**

**SUBJECT**

Request approval of an Amendment to extend the Agreement with Los Angeles BioMedical Research Institute for the provision of Medical Research and Education Services at Harbor-UCLA Medical Center.

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Authorize the Interim Director of Health Services (Interim Director), or his designee, to execute Amendment No. 5 to Agreement No. H-201979 with Los Angeles BioMedical Research Institute (LA BioMed), effective upon Board approval, to extend the term of the Agreement for the period of January 1, 2011 through June 30, 2012, at no cost to the County, for the continued provision of medical research and education services at Harbor-UCLA Medical Center (H-UCLA MC) and to update Agreement provisions.
2. Delegate authority to the Interim Director, or his designee, to execute up to two additional amendments to extend the term of the Agreement for up to 12 months each through June 30, 2014, upon approval of County Counsel, Chief Executive Office, and written notification to your Board.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Approval of the first recommendation will allow the Interim Director, or his designee, to execute an Amendment to the Agreement with LA BioMed, substantially similar to Exhibit I, to extend the term of the Agreement for 18 months to continue the administration of the grant-funded research and education projects on the H-UCLA MC campus. The current Agreement expires December 31, 2010. The Amendment will also update and add certain Board-required provisions, and revise the Agreement to formalize current practices e.g.: LA BioMed's purchase of therapeutic and diagnostic procedures from H-UCLA MC as needed for research purposes and to reflect the current space allocation as it relates to LA BioMed. H-UCLA MC and LA BioMed share space in several locations on the campus. An inventory of space assignment had not been done since 1995 and there have been several changes as both LA BioMed and H-UCLA MC have added and replaced various buildings. In addition, since 1995, a third and fourth ground lease have been completed and are being added to the Agreement.

Approval of the second recommendation will allow the Department of Health Services (DHS) to further extend the current Agreement pending completion of a Master Plan for H-UCLA MC which is projected to be completed by June 2014. Extensions will only be executed to ensure the Agreement coincides with and is informed by your Board's adoption of a Master Plan for H-UCLA MC. Once the Master Plan has been completed and approved, a longer term agreement with LA BioMed will be recommended for your Board's approval.

### **Implementation of Strategic Plan Goals**

The recommended actions support Goal 4, Health and Mental Health, of the County's Strategic Plan.

### **FISCAL IMPACT/FINANCING**

There is no County cost or money exchanged under this Agreement. LA BioMed provides in-kind services that both parties agree to offset the value of the space and space support services provided by H-UCLA MC.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

LA BioMed has a long history of administering research and education projects at H-UCLA MC. The non-profit corporation was initially established in 1952 and has undergone several corporation name changes over the years. The current Agreement with LA BioMed (formerly known as The Research and Education Institute, Inc.) was approved by your Board on June 2, 1992, with an agreement term through June 30, 2000, and provisions for a ten year automatic renewal through June 30, 2010. Subsequent amendments updated provisions of the Health Insurance Portability and Accountability Act of 1996 and other provisions. The Agreement allows LA BioMed to use space at H-UCLA MC to conduct its grant-funded research and education programs.

LA BioMed continues to obtain grant funds and provides research and education projects that benefit the delivery of health care to County patients. Quarterly and annual reports are submitted documenting the agreed upon in-kind services.

On June 15, 2010, a motion from your Board was approved to extend this Agreement for six months for the period of July 1, 2010 to December 31, 2010, to provide time to continue with the negotiations



of certain Agreement provisions and changes to the space allocated to LA BioMed.

The amendment addresses the continued use by LA BioMed of the General Clinical Research Center (formerly known as the Clinical Study Center) at the main hospital building and other areas of the campus of H-UCLA MC for research purposes, the provision of therapeutic and diagnostic procedures by H-UCLA MC on LA BioMed research patients for reimbursement at cost, and the update and addition of contract terms as updated by the County and as a result of negotiations between the parties.

County Counsel has reviewed and approved Exhibit I as to form.

**CONTRACTING PROCESS**

Not applicable.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Approval of the recommendations will provide for a continued collaboration between DHS and LA BioMed in the administration of vital research projects which benefit County patients.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John F. Schunhoff", with a stylized, cursive script.

JOHN F. SCHUNHOFF, Ph.D.

Interim Director

JFS:ev

Enclosures

c: Chief Executive Office  
County Counsel  
Executive Office, Board of Supervisors